

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

BARRY T. KOCHER	:	CIVIL ACTION NO. 1:14-cv-1721
	:	
Plaintiff	:	(Judge Kane)
	:	(Magistrate Judge Carlson)
v.	:	
	:	
SOUTH LEBANON TOWNSHIP and	:	
OFFICER SEAN MCCARRICK	:	
	:	
Defendants	:	

ORDER

Before the court in the captioned action is a May 29, 2015 Report and Recommendation of the Magistrate Judge. No timely objections have been filed.

ACCORDINGLY, this 15th day of July, 2015, upon review of the record and the applicable law, **IT IS HEREBY ORDERED THAT** the Court adopts the Report and Recommendation of Magistrate Judge Carlson. Defendants' motion to dismiss the plaintiff's complaint (Doc. No. 7) is **DENIED** with respect to defendant McCarrick, without prejudice to the filing of a properly documented motion for summary judgment, but **GRANTED** with respect to defendant South Lebanon Township.

IT IS FURTHER ORDERED THAT this case is referred back to Magistrate Judge Carlson for pretrial management.

S/ Yvette Kane
YVETTE KANE, District Judge
United States District Court
Middle District of Pennsylvania